

UNITED STATES DISTRICT COURT
DISTRICT OF PUERTO RICO

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In re: :
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THE FINANCIAL OVERSIGHT AND : PROMESA
MANAGEMENT BOARD FOR PUERTO RICO, : Title III
: :
as representative of : Case No. 17-BK-3283 (LTS)
: :
THE COMMONWEALTH OF PUERTO RICO *et* : (Jointly Administered)
al., : :
: :
Debtors.¹ X

**MOTION TO INFORM APPEARANCE OF CANTOR-KATZ COLLATERAL
MONITOR LLC AT OMNIBUS HEARING SCHEDULED FOR
JUNE 16-17, 2021**

TO THE HONORABLE COURT:

COME NOW Cantor-Katz Collateral Monitor LLC, a Delaware limited liability company which serves as the collateral monitor for Wilmington Trust, N.A. in connection with the new bonds issued by the GDB Debt Recovery Authority (the “DRA”) pursuant to the *Government Development Bank for Puerto Rico Debt Restructuring Act*, Act No. 109-2017, as amended by Act No. 147-2018 and the approved Qualifying Modification for the Government Development Bank

¹ The Debtors in these title III cases, along with each Debtor’s respective title III case number listed as a bankruptcy case number due to software limitations and the last four (4) digits of each Debtor’s federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico (the “Commonwealth”) (Bankruptcy Case No. 17-BK-3283 (LTS)) (Last Four Digits of Federal Tax ID: 3481), (ii) Employees Retirement System of the Government of the Commonwealth of Puerto Rico (“ERS”) (Bankruptcy Case No. 17-BK-3566(LTS)) (Last Four Digits of Federal Tax ID: 9686), (iii) Puerto Rico Highways and Transportation Authority (“HTA”) (Bankruptcy Case No. 17-BK-3567 (LTS)) (Last Four Digits of Federal Tax ID: 3808), (iv) Puerto Rico Sales Tax Financing Corporation (“COFINA”) (Bankruptcy Case No. 17-BK-3284 (LTS)) (Last Four Digits of Federal Tax ID: 8474); (v) Puerto Rico Electric Power Authority (“PREPA”) (Bankruptcy Case No. 17-BK-4780) (Last Four Digits of Federal Tax ID: 3747); and (vi) Puerto Rico Public Buildings Authority (“PBA”) (Bankruptcy Case No. 19-BK-5233-LTS) (Last Four Digits of Federal Tax ID: 3801).

for Puerto Rico² under Title VI of the *Puerto Rico Oversight, Management and Economic Stability Act* (the “Collateral Monitor”), by and through the undersigned legal counsel, hereby submits this motion to inform (the “Informative Motion”) in compliance with this Honorable Court’s *Order Regarding Procedures for June 16-17, 2021, Omnibus Hearing* [Dkt. No. 15902] (the “Procedures Order”),³ and respectfully states as follows:

1. Douglas S. Mintz and/or Peter J. Amend of Schulte Roth & Zabel LLP will appear on behalf of Collateral Monitor at the June 16-17, 2021 Omnibus Hearing (the “Omnibus Hearing”), which will be conducted telephonically via CourtSolutions.
2. Mr. Mintz and/or Mr. Amend may present oral argument related to the following pleadings:
 - a. *Official Committee of Unsecured Creditors’ Urgent Motion to Compel Disclosure Statement Discovery From Oversight Board and AAFAF* [Dkt. No. 16811];
 - b. *Joint Informative Motion of AMBAC Assurance Corporation, Financial Guaranty Insurance Company, the Official Committee of Unsecured Creditors, the Financial Oversight and Management Board for Puerto Rico, and the Puerto Rico Fiscal Agency and Financial Advisory Authority with Respect to (I) The Urgent Motion of AMBAC Assurance Corporation and Financial Guaranty Insurance Company to Compel Discovery from the Government Parties in Connection with the Disclosure Statement, and (II) The Official Committee of Unsecured Creditors’ Urgent Motion to Compel Disclosure Statement Discovery from Oversight Board and AAFAF* [Dkt. No. 16813];
 - c. *Motion for Joiner of Official Committee of Unsecured Creditors and AMBAC Insurance Corporation’s Motion for Discovery as to the Disclosure Statement* [Dkt. No. 16841];
 - d. *AAFAF’s Omnibus Opposition to the Official Committee of Unsecured Creditors’, AMBAC Assurance Corporation’s, and Financial Guaranty Insurance Company’s Motions to Compel Disclosure Statement Discovery* [Dkt. No. 16878];

² See Dkt. No. 270 of Civil Case No. 18-01561 (LTS).

³ Capitalized terms used herein and otherwise not defined shall have the meaning ascribed to such term in the Procedures Order.

- e. *Reservation of Rights of Assured Guaranty Corp., Assured Guaranty Municipal Corp., and National Public Finance Guarantee Corporation with Respect to (1) The Official Committee of Unsecured Creditors' Urgent Motion to Compel Disclosure Statement Discovery from Oversight Board and AAFAF (ECF No. 16811) and (2) The Urgent Motion of AMBAC Assurance Corporation and Financial Guaranty Insurance Company to Compel Discovery from the Government Parties in Connection with the Disclosure Statement (ECF No. 16812) [Dkt. No. 16879];*
- f. *Joinder of the DRA Parties to (I) Official Committee of Unsecured Creditors' Urgent Motion to Compel Disclosure Statement Discovery from Oversight Board and AAFAF, and (II) Urgent Motion of AMBAC Assurance Corporation and Financial Guaranty Insurance Company to Compel Discovery from the Government Parties in Connection with the Disclosure Statement [Dkt. No. 16880];*
- g. *Amended Joinder of the DRA Parties to (I) Official Committee of Unsecured Creditors' Urgent Motion to Compel Disclosure Statement Discovery from Oversight Board and AAFAF, and (II) Urgent Motion of AMBAC Assurance Corporation and Financial Guaranty Insurance Company to Compel Discovery from the Government Parties in Connection with the Disclosure Statement [Dkt. No. 16881];*
- h. *Objection of the Financial Oversight and Management Board for Puerto Rico to Urgent Motion of the Official Committee of Unsecured Creditors to Compel Discovery in Connection with the Third Amended Disclosure Statement [Dkt. No. 16883];*
- i. *Reply of AMBAC Assurance Corporation and Financial Guaranty Insurance Company in Further Support of Urgent Motion to Compel Discovery from the Government Parties in Connection with the Disclosure Statement [Dkt. No. 16905];*
- j. *Official Committee of Unsecured Creditors' Reply in Support of Urgent Motion to Compel Disclosure Statement Discovery from Oversight Board and AAFAF [Dkt. No. 16906]; and*
- k. Any other responses or filings related to the foregoing.

3. In addition, the Collateral Monitor reserves the right to be heard and present oral argument to address any matter identified in the agenda to be filed by the Oversight Board in connection with the Omnibus Hearing, or raised by any party at the Omnibus Hearing related to the Title III cases or any adversary proceeding which may affect the interests of the DRA. The Collateral Monitor reserves the right to amend this Informative Motion as needed.

4. Carmen D. Conde Torres, Esq. and Luisa S. Valle Castro, Esq. of C. Conde & Assoc., as local counsel for the Collateral Monitor, will attend the Omnibus Hearing through the listen-in access lines provided by the Court.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 10th day of June 2021.

WE HEREBY CERTIFY that on this date, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System, which will send notification of such filing to the parties appearing in said system including the US Trustee and to all those parties registered to receive notice within the electronic notification service.

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